

STATE OF MICHIGAN  
COURT OF APPEALS

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In the Matter of SHADIE WANAMAKER, Minor.

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DEPARTMENT OF HUMAN SERVICES, f/k/a  
FAMILY INDEPENDENCE AGENCY,

UNPUBLISHED  
April 27, 2006

Petitioner-Appellee,

v

JOSEPH WANAMAKER,

Respondent-Appellant.

No. 265302  
Lake Circuit Court  
Family Division  
LC No. 03-000983-NA

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Before: White, P.J., and Fitzgerald and Talbot, JJ.

MEMORANDUM.

Respondent appeals as of right the trial court order terminating his parental rights to the minor child under MCL 712A.19b(3)(c)(i) and (c)(ii). We affirm.

The trial court did not clearly err in finding that statutory ground for termination of respondent's parental rights was established by clear and convincing evidence. MCR 3.977(J); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). Further, the evidence did not show that termination of respondent's parental rights was clearly not in the child's best interests. MCL 712A.19b(5); *In re Trejo Minors*, 462 Mich 341, 356-357; 612 NW2d 407 (2000).

The evidence supported termination of respondent's parental rights under MCL 712A.19b(3)(c)(i) because of respondent's chaotic lifestyle, lack of stable housing, and emotional instability, all of which contributed to the original adjudication. Throughout the case, respondent did not contact petitioner or his child for months. Respondent did not even express a serious interest in obtaining custody of his child until the day the termination petition was filed, almost two years after the original petition was filed. Moreover, the psychologist recommended termination because she felt that a child would be at serious risk in respondent's custody because of his impaired judgment, anger, irritability, cognitive limitations, frequent homelessness, and abusive childhood. Thus, the trial court properly terminated respondent's parental rights.

Affirmed.

/s/ Helene N. White  
/s/ E. Thomas Fitzgerald  
/s/ Michael J. Talbot